

SENATE BILL 2733
By Cooper

AN ACT to amend Tennessee Code Annotated, Title 68, Chapter 11, relative to subacute services.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 11, Part 1, is amended by adding thereto the following new section to be appropriately designated:

68-11-1_____

(a) Notwithstanding any other provisions of law, including without limitation Section 68-11-121 or its successor, a hospital or nursing home may apply for a certificate of need for nursing home beds limited solely to the provision of subacute services. The commission shall approve or deny the application for certificate of need in accordance with section 68-11-108. The number of beds that may be granted pursuant to this section to all hospitals in the aggregate during the twelve-month period beginning July 1, 1998, and each successive twelve-month period, shall be limited to one hundred twenty-five (125). The number of beds that may be granted pursuant to this section to all nursing homes in the aggregate during the twelve-month period beginning July 1, 1998, and each successive twelve-month period, shall be limited to one hundred twenty-five (125).

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(b) The commission shall establish by rule a definition of “subacute services”, which shall include the level and intensity of care required in order to be considered subacute.

SECTION 2. Tennessee Code Annotated, Section 68-11-202, is amended by adding the following as a new subsection to be appropriately designated:

() The board and the department shall enforce the provisions of this part to assure that persons who have received certificates of need for nursing home beds solely for subacute services limit the use of such beds to subacute services as defined by the health facilities commission.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.